


AOC-475 Rev. 3-04 Page 1 of 1 Ver. 1.01 Commonwealth of Kentucky Court of Justice <a href="http://www.kycourts.net">www.kycourts.net</a> KRS 440.400	Doc. Code: WEX 07/20/2009 12:48 pm	 <b>WAIVER OF EXTRADITION</b>	Case No. <u>09F461</u> Court <u>DISTRICT</u> County <u>Pike</u>
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IN THE \_\_\_\_\_ DISTRICT \_\_\_\_\_ COURT  
COUNTY OF Pike

I, SMITH, DUSTIN W

being advised of my rights under the Statutes of the Commonwealth of Kentucky pertaining to the issuance and service of a Warrant of Extradition, and being further advised of my Constitutional Rights to obtain a Writ of Habeas Corpus, AND being charged with having committed the crime(s) of:

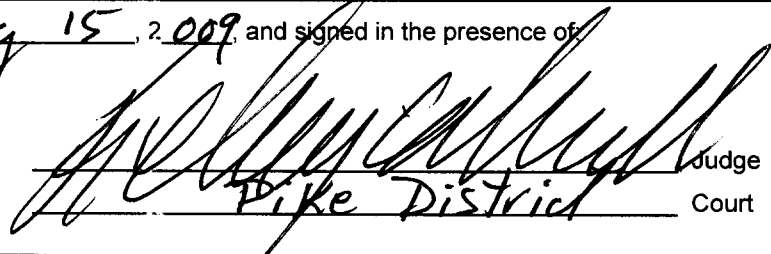
BEING A FUGITIVE FROM JUSTICE FROM STATE OF VIRGINIA, COUNTY OF FAIRFAX, WHERE HE IS WANTED ON FELONOUS CHARGES

I do hereby, without reservation, and in view of my legal rights in extradition proceedings as explained to me, **WAIVE ANY AND ALL SUCH LEGAL RIGHTS AND DO FURTHER, BY MY SIGNATURE HERETO AFFIXED, CONSENT TO BE RETURNED TO THE STATE OF** Virginia **, THERE TO STAND TRIAL ON THE CHARGE(S) ALLEGED.**

In further witness of my VOLUNTARY AND UNCONDITIONAL CONSENT, I state that my SIGNATURE BELOW was SIGNED in the presence of this HONORABLE COURT without any THREATS, PROMISES, DURESS, or AGREEMENTS whatsoever, and with full KNOWLEDGE of my RIGHTS.

DATE: July 15<sup>th</sup>, 2009

  
Defendants Signature

The Defendant signed on <u>July 15, 2009</u> and signed in the presence of  <u>Pike District</u> Judge Court
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**Distribution:** Original to Secretary of State  
Copy to: Demanding Agent  
Court  
Defendant

**ENTERED**  
JUL 20 2009  
AND DISPATCHED  
RECORDS SECTION  
Pike District Court D.C.  
**RECEIVED**  
JUL 27 2009  
SECRETARY OF STATE  
COMMONWEALTH OF KY

**BP-S235.051 IAD - NOTICE OF UNTRIED INDICTMENT CDFRM**

February 1994

U.S. Department of Justice

Federal Bureau of Prisons

Inmate <b>SMITH, DUSTIN</b>	Register No. <b>40158-007</b>	Institution <b>USP Big Sandy, Inez, Kentucky</b>
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Pursuant to the Interstate Agreement on Detainers Act, you are hereby informed that the following are the untried indictments, informations, or complaints against you concerning which the undersigned has knowledge, and the source and contents of each.

**GRAND LARCENY STEAL PROPERTY=\$200 NOT FROM PERSON**

#059GM2080802939

**IDENTITY THEFT: RESULTS IN DETENTION OF VICTIM**

#059GM2080802940

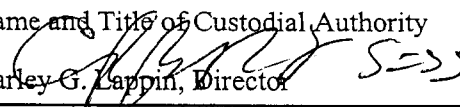
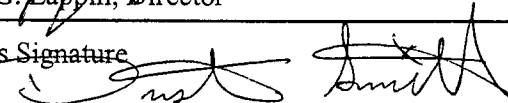
Commonwealth Attorneys Office  
4110 Chain Bridge Road  
Fairfax, Virginia 22030

You are hereby further advised that by the provisions of said Agreement you have the right to request the appropriate prosecuting officer of the jurisdiction in which any such indictment, information or complaint is pending and the appropriate court that a final disposition be made thereof. You shall then be brought to trial within 180 days, unless extended pursuant to provisions of the Agreement. After you have caused to be delivered to said prosecuting officer and said court written notice of the place of your imprisonment and your said request, together with a certificate of the custodial authority as more fully set forth in said Agreement. However, the court having jurisdiction of the matter may grant any necessary or reasonable continuance.

Your request for final disposition will operate as a request for final disposition of all untried indictments, informations or complaints on the basis of which detainers have been lodged against you from the state to whose prosecuting official your request for final disposition is specifically directed. **Your request will also be deemed to be a waiver of extradition with respect to any charge or proceedings contemplated thereby or included therein and a waiver of extradition to the state of trial to serve any sentence there imposed upon you, after completion of your term of imprisonment in this state.** Your request will also constitute a consent by you to the production of your body in any court where your presence may be required in order to effectuate the purposes of the Agreement on Detainer and a further consent voluntarily to be returned to the institution in which you are now confined.

Should you desire such a request for final disposition of any untried indictment, information or complaint, you are to notify the Inmate Systems Manager of the institution in which you are confined.

You are also advised that under provisions of said Agreement the prosecuting officer of a jurisdiction in which any such indictment, information or complaint is pending may institute proceedings to obtain a final disposition thereof. In such event, you may oppose the request that you be delivered to such prosecuting officer or court. You may request the Warden to disapprove any such request for your temporary custody but you cannot oppose delivery on the grounds that the Warden has not affirmatively consented to or ordered such delivery.

Dated 09-03-2008	Name and Title of Custodial Authority  Harley G. Lappin, Director
Date 09-03-2008	Inmate's Signature 

Original - Inmate (Replaces BP-235(58) October 1988)

Copy - J &amp; C File Copy - Central File (Section 1)(This form may be replicated via wordprocessing)